

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE**

WALKER DIGITAL, LLC,

Plaintiff,

v.

CAPCOM ENTERTAINMENT, INC., CAPCOM
U.S.A., INC., ELECTRONIC ARTS, INC.,
KONAMI DIGITAL ENTERTAINMENT, INC.,
MICROSOFT CORPORATION, SEGA OF
AMERICA, INC., SONY COMPUTER
ENTERTAINMENT AMERICA LLC, SQUARE
ENIX OF AMERICA HOLDINGS, INC., SQUARE
ENIX, INC., THQ INC., and UBISOFT, INC.,

Defendants.

C. A. No. 11-368-GMS

**PLAINTIFF WALKER DIGITAL, LLC'S ANSWER TO
CAPCOM ENTERTAINMENT, INC. AND
CAPCOM U.S.A., INC.'S COUNTERCLAIMS**

Plaintiff, Walker Digital, LLC ("Walker Digital"), by and through its undersigned counsel, as and for its Answer to the Counterclaims of Defendants Capcom Entertainment, Inc. and Capcom U.S.A., Inc. (collectively, "Capcom") (D.I. 38), states as follows:

THE PARTIES

145. Walker Digital lacks knowledge or information sufficient to form a belief as to the truth or falsity of the allegations of paragraph 145 of the Counterclaims.

146. Walker Digital lacks knowledge or information sufficient to form a belief as to the truth or falsity of the allegations of paragraph 146 of the Counterclaims.

147. Admitted that Walker Digital is a limited liability company with its principal place of business at 2 High Ridge Park, Stamford, Connecticut.

JURISDICTION AND VENUE

148. Admitted.

149. Admitted.

150. Admitted.

151. Admitted.

152. Admitted, except Walker Digital denies that the '486 patent is invalid and that Capcom has not infringed and is not infringing the '486 Patent.

153. Denied.

FIRST COUNTERCLAIM
(Declaratory Judgment of Non-Infringement)

154. Walker Digital incorporates its response to paragraphs 145-153 of Capcom's Counterclaims as if fully set forth herein.

155. Admitted.

156. Denied.

157. Walker Digital admits the allegations contained in the first sentence of Paragraph 157 of the Counterclaims. Walker Digital denies the allegations contained in the second sentence of Paragraph 157 of the Counterclaims.

SECOND COUNTERCLAIM
(Declaratory Judgment of Invalidity)

158. Walker Digital incorporates its response to paragraphs 145-157 of Capcom's Counterclaims as if fully set forth herein.

159. Admitted.

160. Denied.

161. Walker Digital admits the allegations contained in the first sentence of Paragraph 161 of the Counterclaims. Walker Digital denies the allegations contained in the second sentence of Paragraph 161 of the Counterclaims.

AFFIRMATIVE DEFENSES

Walker Digital asserts the following defense and reserves the right to amend its Answer as new information becomes available. The listing of any defense below shall not be construed as an admission that Walker Digital bears the burden of proof as to such defense:

AFFIRMATIVE DEFENSE

The Counterclaims fail to state a claim upon which relief may be granted.

PRAYER FOR RELIEF

WHEREFORE, Walker Digital demands the following relief:

- (i) Judgment in favor of Walker Digital;
- (ii) Judgment dismissing Capcom's Counterclaims
with prejudice;
- (iii) Such other and further relief as the Court deems just and equitable.

August 15, 2011

BAYARD, P.A.

OF COUNSEL:

Sandra C. McCallion
Karen H. Bromberg
Francisco A. Villegas
COHEN & GRESSER LLP
800 Third Avenue
New York, New York 10022
(212) 957-7600

/s/ Richard D. Kirk (rk0922)
Richard D. Kirk (rk0922)
Stephen B. Brauerman (sb4952)
222 Delaware Avenue, Suite 900
P.O. Box 25130
Wilmington, DE 19899
rkirk@bayardlaw.com
sbrauerman@bayardlaw.com
(302) 655-5000

Attorneys for Plaintiff Walker Digital, LLC